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JUN 15 2006

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FAX COVER LETTER

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TO: U.S. Patent and Trademark Office
Mail Stop Petition

FROM: Kevin E. Borg

USER ID: 8171

DATE: June 15, 2006

FAX NO.: (571) 273-8300

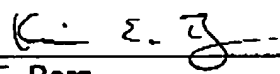
CLIENT: 1917

MATTER: 14312US02

Number of Pages This Transmission (Including Cover Page): 5

Message:

I hereby certify that the attached correspondence is being sent via facsimile transmission to the U.S. Patent and Trademark Office on June 15, 2006.


Kevin E. Borg
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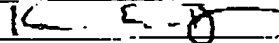
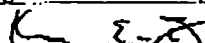
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FTO/SB/21 (09-04)

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| | | | | |
|--|---|--|------------------------|--|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | | Application Number | 10/646,230 | RECEIVED CENTRAL FAX CENTER JUN 15 2006 |
| | | Filing Date | August 22, 2003 | |
| | | First Named Inventor | Shao-Chun Chen | |
| | | Art Unit | 2681 | |
| | | Examiner Name | Herrera, Diego D. | |
| Total Number of Pages in This Submission | | 4 | Attorney Docket Number | 14312US02 |
| ENCLOSURES (check all that apply) | | | | |
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Return-Receipt Postcard <input type="checkbox"/> Other Enclosure(s) (please identify below): |
| Remarks | | | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | | |
| Firm | McAndrews Held & Malloy, Ltd. | | | |
| Signature |  | | | |
| Printed Name | Kevin E. Borg, 51,486 | | | |
| Date | June 15, 2006 | | | |
| CERTIFICATE OF FAX TRANSMITTAL | | | | |
| I hereby certify that this correspondence is being sent via facsimile to Mail Stop Petition, at the United States Patent and Trademark Office, Fax No. (571) 273-8300. | | | | |
| Name (Print/type) | Kevin E. Borg | Registration No. (Attorney/Agent) | 51,486 | |
| Signature |  | | Date | June 15, 2006 |

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| | | | |
|---|-----------------------------------|--|----------------|
| FEE TRANSMITTAL for FY 2006 | | <i>Complete if Known</i> RECEIVED CENTRAL FAX CENTER JUN 15 2006 | |
| Fees pursuant to the consolidated Appropriates Act, 2005 (H.R. 4818). <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | | Application Number: 10/846,230 Filing Date: August 22, 2003 First Named Inventor: Shao-Chun Chen Examiner Name: Herrera, Diego D. Art Unit: 2581 Attorney Docket No.: 14312US02 | |
| TOTAL AMOUNT OF PAYMENT (\$) 750.00 | | METHOD OF PAYMENT (check all that apply) | |
| <input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____ <input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>13-0017</u> Deposit Account Name: <u>McAndrews Held & Malloy</u> For the above-identified deposit account, the Director is hereby authorized to (check all that apply) <input checked="" type="checkbox"/> Charge Fee(s) indicated below <input type="checkbox"/> Charge Fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fees(s) <input checked="" type="checkbox"/> Credit any overpayments under 37 CFR 1.16 and 1.17 WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. | | | |
| FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.) | | | |
| 1. BASIC FILING, SEARCH, AND EXAMINATION FEES | | | |
| FILING FEES | | SEARCH FEES | |
| EXAMINATION FEES | | Small Entity | |
| Application Type | Fee (\$) | Small Entity Fee (\$) | Fees Paid (\$) |
| Utility | 300 | 150 | 500 |
| Design | 200 | 100 | 100 |
| Plant | 200 | 100 | 300 |
| Reissue | 300 | 150 | 500 |
| Provisional | 200 | 100 | 0 |
| | | Small Entity Fee (\$) | Fees Paid (\$) |
| | | 60 | 25 |
| | | 200 | 100 |
| | | 360 | 180 |
| | | Multiple Dependent Claims Fee | Fee Paid (\$) |
| | | -20 or HP | x |
| | | HP = highest number of total claims paid for, if greater than 20 | = |
| | | Indep. Claims | Fee Paid (\$) |
| | | -3 or HP | x |
| | | HP = highest number of independent claims paid for, if greater than 3 | = |
| 3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s). | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) |
| -100 | /50 | (round up to a whole number) | x |
| | | Fee Paid (\$) | = |
| 4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge): <u>Petition fee</u> | | | |
| 750.00 | | | |
| SUBMITTED BY | | | |
| Signature | Registration No. (Attorney/Agent) | Telephone | Date |
| Name (print/type) | Kevin E. Borg | 51,486 | June 15, 2006 |

PTO/SB/64a (10-05)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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| | | |
|---|--|--|
| PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING (37 CFR 1.137(f)) | | Docket Number (Optional) 14312US02 |
| <p>First named inventor: SHAO-CHUN CHEN</p> <p>Application No.: 10/646,230</p> <p>Filed: August 22, 2003</p> <p>Title: MOBILE HANDSET UPDATE PACKAGE GENERATOR THAT EMPLOYS NODES TECHNIQUE</p> <p>Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX: (571)273-8300</p> <p>Art Unit: 2681</p> <p>Examiner: HERRERA, DIEGO D.</p> | | |
| <p>NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571)272-3282.</p> <p>The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).</p> <p>PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION UNDER 37 CFR 1.137(b)</p> <p>1. Petition fee <input checked="" type="checkbox"/> Small entity - fee \$750.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. <input type="checkbox"/> Other than small entity - fee \$_____ (37 CFR 1.17(m))</p> <p>2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c)) Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after the filing. The filing date of the subsequently filed foreign or international application is <u>2/10/06</u>.</p> | | |

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[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

06/16/2006 MBINAS 00000035 130017 10646230
01 FC:2453 758.00 DA

PTO/SB/64e (10-05)

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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

| | |
|---|--|
| <u>Kevin E. Borg</u> Signature | <u>June 15, 2006</u> Date |
| Kevin E. Borg Typed or printed name | 51,486 Registration Number, if applicable |
| <u>McAndrews, Held & Malloy, Ltd., 500 West Madison St., 34th Floor</u> Address | 312-775-8000 Telephone Number |
| <u>Chicago, IL 60661</u> Address | |

Enclosures: ☒ Fee Payment

- ☐ Additional sheets containing statements establishing unintentional delay
- ☐ Other : _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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- ☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571)273-8300.

June 15, 2006

Date

Kevin E. Borg
Signature

Kevin E. Borg

Typed or printed name of person signing certificate